

**Memorandum of Agreement
Peabody Trout Creek Reservoir Project
(FERC Project No. P-14446)**

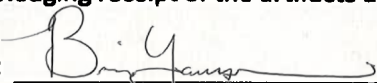
Whereas, those certain artifacts and specimens listed in Attachment A, Peabody Trout Creek Reservoir Project, Inventory of Collected Archaeological Materials (for Smithsonian Numbers 5RT3247 and 5RT3248), to this Memorandum of Agreement, were recovered from archaeological sites 5RT3247 and 5RT3248 as part of the Class III Intensive Pedestrian Cultural Resources Survey Study that the Federal Energy Regulatory Commission approved on June 11, 2013 in its Study Plan Determination for the Trout Creek Reservoir Hydroelectric Project (Project No. 14446-000), and as described in the Privileged and Confidential *Final Class III Intensive Pedestrian Cultural Resources Survey Study Report* (URS Corporation 2014);

Whereas, the archaeological sites listed above are located on lands to which titles were held by Twentymile Coal Company at the time the artifacts were collected;

Whereas, Twentymile Coal Company holds free and clear title to the artifacts and specimens; and

Whereas, Twentymile Coal Company is desirous of retaining possession of the artifacts and specimens listed in Attachment A that were collected from archaeological sites 5RT3247 and 5RT3248;

Now therefore, Twentymile Coal Company relinquishes AECOM (URS and AECOM have come together as one company; URS was a wholly owned subsidiary of AECOM as of October 17, 2014) from any responsibilities associated with the preservation or protection of the artifacts listed in Attachment A by acknowledging receipt of the artifacts and specimens below.

Signed: 
Brian Yansen, Authorized Representative of Twentymile Coal Company

Date: 3-25-15

Signed: 
Gordon C. Tucker, AECOM Cultural Resources Program Manager

Date: 3/18/2015

enc: *Attachment A, Peabody Trout Creek Reservoir Project, Inventory of Collected Archaeological Materials (for Smithsonian Numbers 5RT3247 and 5RT3248)*

cc: *Dan Haas, State Archaeologist BLM-Colorado*

Note: Attachment A, Peabody Trout Creek Reservoir Project, Inventory of Collected Archaeological Materials (for Smithsonian Numbers 5RT3247 and 5RT3248), is excluded here due to its Privileged and Confidential nature.